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LUBIN & ENOCH, P.C.  
Nicholas J. Enoch  
State Bar No. 016473  
Jarrett J. Haskovec  
State Bar No. 023926  
349 North Fourth Avenue  
Phoenix, Arizona 85003  
Telephone: (602) 234-0008  
Facsimile: (602) 626-3586  
E-mail: [nicholas.enoch@azbar.org](mailto:nicholas.enoch@azbar.org)

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AZ CORP COMMISSION  
DOCKET CONTROL

Attorneys for Intervenor IBEW Local 387

**BEFORE THE ARIZONA  
CORPORATION COMMISSION**

IN THE MATTER OF THE  
APPLICATION OF ARIZONA WATER  
COMPANY, AN ARIZONA  
CORPORATION, FOR A  
DETERMINATION OF THE FAIR  
VALUE OF ITS UTILITY PLANT  
AND PROPERTY, AND FOR  
ADJUSTMENTS TO ITS RATES AND  
CHARGES FOR UTILITY SERVICE  
AND FOR CERTAIN RELATED  
APPROVALS BASED THEREON.

Docket No. W-01445A-08-0440

**NOTICE OF ERRATA**

Intervenor Local Union 387, International Brotherhood  
of Electrical Workers, AFL-CIO, CLC, by and through  
undersigned counsel, hereby notifies the Assistant Chief  
Administrative Law Judge and the parties of an error in A4  
to the previously filed Surrebuttal Testimony of Edwin L.  
Junas, Jr. in this docket. A corrected answer to Q4 is  
attached hereto.

RESPECTFULLY SUBMITTED this 26<sup>th</sup> day of August 2009.

LUBIN & ENOCH, P.C.

Arizona Corporation Commission

**DOCKETED**

AUG 26 2009

Nicholas J. Enoch, Esq.  
Attorney for Intervenor

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DOCKETED BY

1 Original and thirteen (13) copies  
2 of IBEW Local 387's Notice filed  
3 this 26<sup>th</sup> day of August 2009, with:

4 Arizona Corporation Commission  
5 Docket Control Center  
6 1200 West Washington Street  
7 Phoenix, Arizona 85007-2996

8 Copies of the foregoing  
9 transmitted electronically  
10 this same date to:

11 Robert W. Geake, Esq.  
12 Arizona Water Company  
13 P.O. Box 29006  
14 Phoenix, Arizona 85038-9006  
15 Co-counsel for Applicant

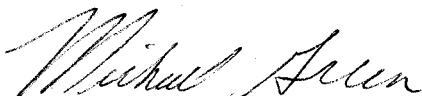
16 Norman D. James, Esq.  
17 Fennemore Craig, P.C.  
18 3003 North Central Avenue, Suite 2600  
19 Phoenix, Arizona 85012  
20 Co-counsel for Applicant

21 Janice M. Alward, Esq.  
22 Chief Counsel, Legal Division  
23 Arizona Corporation Commission  
24 1200 West Washington  
25 Phoenix, Arizona 85007

26 Ernest Johnson, Director  
27 Utilities Division  
28 Arizona Corporation Commission  
1200 West Washington  
Phoenix, Arizona 85007

Michele Van Quathem, Esq.  
Ryley Carlock & Applewhite  
One North Central Avenue, Ste. 1200  
Phoenix, Arizona 85004-4417  
Attorney for Intervenor Abbott

Daniel W. Pozefsky, Esq.  
Residential Utility Consumer Office  
1100 West Washington, Suite 220  
Phoenix, Arizona 85007  
Attorney for Intervenor RUCO



F:\Law Offices\Client directory\IBEW L 387\072\Pleadings\2009-08-26 Notice of Errata re June Surrebuttel.wpd

1 Q4. ON PAGE NINE (9) OF HIS REBUTTAL TESTIMONY, MR.  
2 GARFIELD TAKES ISSUE WITH YOUR PREVIOUS ASSERTION "THAT  
3 AWC SIMPLY ANNOUNCED THE LAYOFFS TO ITS WORKFORCE  
4 WITHOUT EVER HAVING MADE ANY EFFORT WHATSOEVER TO  
5 DISCUSS THE TOPIC WITH IBEW LOCAL 387." DID AWC, IN  
6 FACT, EVER DISCUSS WITH IBEW LOCAL 387, IN A MEANINGFUL  
7 FASHION, THE TIMING AND POTENTIAL ALTERNATIVES TO THE  
8 FEBRUARY 2009 LAYOFFS?

9 A4. Absolutely not. The first time that my union learned  
10 about the impending layoffs was when we received  
11 Exhibit B to my Direct Testimony.

12  
13 On December 11, 2008, I attended a negotiation meeting  
14 with AWC and IBEW Local 387 and nothing was told us  
15 about the possibility of layoffs. During that meeting  
16 Mr. Garfield said that prior to any possible reduction  
17 in force to the bargaining unit, he would meet with the  
18 union beforehand as "they have never been through a  
19 reduction in workforce." I attended another  
20 negotiation meeting on February 11, 2009 in which we  
21 discussed, *inter alia*, the "Proposals for  
22 Consideration" dated February 10, 2009, a copy of which  
23 is included in Exhibit A to my Direct Testimony.

24  
25 On February 6, 2009, I received a phone call from AWC's  
26 Vice President, Richard W. Henderson, in which I was  
27 notified that AWC will be laying off eight (8)  
28 bargaining unit employees and that a letter is on the

1 way to the IBEW Local 387 union hall. This was the  
2 first notice providing a notice of AWC's intent to  
3 reduce the bargaining unit workforce in accordance with  
4 Article VI of the collective bargaining agreement  
5 ("CBA") with IBEW Local 387. At that point, I  
6 requested that I be present with Mr. Garfield when the  
7 process required by the CBA are being implemented by  
8 AWC. For reasons that escape me, my request was denied  
9 and I was told that if the CBA was not followed  
10 correctly to let them know.

11  
12 Not being present when the offers to the bargaining  
13 unit were made by AWC, I believe the offers starting  
14 being made on February 8, 2009. In AWC's letter to  
15 myself dated February 6, 2009 it stated the layoffs are  
16 scheduled to be completed by February 20, 2009, and  
17 will be conducted under procedures specified under  
18 Article VI of the CBA.

19  
20 After the fact, I was notified by AWC after they had  
21 met with the eight (8) bargaining unit employees of  
22 what had taken place. Then it was up to our stewards  
23 and me to review what had taken place without being  
24 present when the AWC verbally notified the eight (8)  
25 bargaining unit employees of the choice or choices they  
26 had to make. At our other public service corporations,  
27 such as Arizona Public Service Company, we have a joint  
28

1 partnership working together on issues that affect both  
2 the company and the unionized workforce. Regretably,  
3 this did not take place with AWC in this particular  
4 instance.

5 F:\Nick\Pleading.dir\ArizonaH201445-072.Junas.pld#3.wpd